IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE SRI JUSTICE S.ANANDA REDDY
WRIT PETITION NO : 6982 of 1997

Between:
1. G. Raghavendher Reddy, S/o G. Rajeshwar Reddy,
r/o H.No.1-77, Mubarak Nagar Mandal, Nizamabad District – 503 003.
2. R. Naresh S/o Sayanna, r/o H.No.5-10-83,
Yellammagutta, Nizamabad –503 001.
3. P. Venkat Ramana C/o Gnanai Narsimulu,

r/o H.No.9-5-495, Burudgalli, Gajul Pet Post, Nizamabad.
4. G.L. Rama Krishna, r/o Choutpally Mandal, Kammerpally, Nizamabad.
5. M. Sudhakar Reddy, S/o Hanumanth Reddy,

r/o Tadkole, Banswada Mandal, Nizamabad –503 187.
6. Ch. Sekhar S/o Vidya Sagar, GramPanchayathi Office
Morthad, Morthad Mandal, Nizamabad.
7. M. Shekhar s./o Kashiramulu,
r/o H.No.7-69, Domakonda, Nizamabad District.
8. D. Venkateshwar Rao, r/o H.No.3-14-36,
Nalla Hanuman Vidi, Kasbagalli, Nizamabad.
9. Paturi Satya Prasad s/o P. Ganesh Sharma,
r/o Lingampet, Nizamabad.
10. Kesari Ramulu s/o Sayanna, r/o H.No.2-48,
Nachapally Post &Village, Bikkur Mandal, Nizamabad.
11. P. Shankar Rao s/o Laxmi Rajam, r/o H.No.6-12-16,
Namdevwada, Near Maharashtra Bank, Nizamabad –503 002.
12. Mohd. Sibghathullah S/o Mohd. Inayathullah, r/o Errapahad,
Kamareddy Taluk, Nizamabad –503 120.
13. Palti Vittal S/o P. Rajaram,
r/o H.No.3-2-43, Janda Gally, Nizamabad –503 001.
14. P. Rampulla Reddy S/o Nagi Reddy,
r/o Salampad, Bodhan Mandal, Nizamabad –503 185.

15. P. Satyanarayana s/o Sri P. Ramachander,
r/o Nyalkal, Nizamabad – 503 230.
16. P. Bal Reddy s/o Raja Reddy, c/o Vivekananda Public School,
Tadevai post, Tadevai Mandal, Nizamabad –503 120.
17. Kesari Appi Reddy , r/o Gandhinagar Post, Navipet Mandal,
Nizamabad –503246.
18. M. Hanmandlu s/o Sayanna, r/o Saloova , Bodhan Mandal,
Nizamabad –503 185.
19. Aenugu Bapu Reddy s/o Bal reddy, r/o Thippapoor, Bhiknur Mandal,
Nizamabad – 503 101.
20. R. Satyanarayana s/o Pedda Poshetty, r/o 2-11-55, Bobbili Street,
Nizamabad – 503 001.
21. G.R. Uma Maheshwar Reddy s/o Laxma reddy,
r/o 1-11-41, Musriff Bagh, Kama Reddy, Nizamabad –503 111.
22. T. Narsimha Reddy s/o T. Hanumantha Reddy,
r/o Q.No.66, L.I.G.H.II A.P.H.B. Colony, Kanteshwar, Nizamabad.
23. R. Santhosh Kumar Yadav S/o Sri Sayulu,
r/o H.No.10-10-175, Gajulpet, Nizamabad –503 001.
24. G. Ravinder s/o G. Narayana, r/o H.No.10-1-28, Big Bazaar, Behind
Pothalingaiah Temple, Nizamabad – 503 001.
25. M. Krishna s/o M. Shankaraiah, r/o H.No.5-2-180, Weekly Bazaar,
Nizamabad – 503 001.
26. Tumma Siddiramulu S/o Venkatesham,
r/o Adloor, Kamareddy Mandal, Nizamabad – 503 111.
27. G.Venkat Reddy s/o Sai Reddy, r/o New Reddy Mess,
Near Kamal Talkies, Kamareddy Post and Mandal,
Nizamabad – 503 111.
28. D.Govind Rao s/o D. Devidas Rao, r/o 5-8-23/1, Near Vijaya
Theatre,
Nizamabad – 503 001.
29. K. Madhusudhan Rao s/o K. Bheem Rao, C/o
Prathibavidyanikethan,
Pitlam Post and Mandal, Nizamabad –503 310.
30. B. Thirupathi s/o B. Ramchendram, r/o H.No.10-75, Bibipet Road,
Domakonda Post and Mandal, Nizamabad – 503 123.
31. Komirishetty Bhaskar s/o Balaiah, C/o Kamareddy Medicals,
Indira Chowk, Sircilla Road, Kamareddy Post, Nizamabad –503 111.
32. K. Ashi Reddy S/o K. Bal Reddy, S/o Somaram Pet,
Macha Reddy Mandal,Nizamabad – 503 144.
33. Manda Srinivas Reddy S/o Balram Reddy, Bhavanipet Post,
Machareddy Mandal, Nizamabad – 503 112.
34. Gangannagari Sai Reddy S/ok G. Vittal Reddy, r/o H.No.2-1-99,
Bharath Road, Kamareddy Post and Mandal, Nizamabad – 503 111.
35. Basheeruddin s/oShaik Abdulla, Vannel ‘B” village, Balkonda
Mandal,

Nizamabad – 503 217.
36. Thadimala Rama Gouod s/o Ganga Goud, Kollur village,
Damaraniha Post, Banswada Mandal, Nizamabad –503 321.
37. Popuri Srinivasu S/o Kistaiah, r/o Dharmaram(B)(PO & Vil.)
Dichpally Mandal, Nizamabad – 503 230.
38. Sama Patel S/o Hanumanth Reddy, Konasamuinder Post,
Bheemgal,
Nizamabad – 503 307.
39. Kasula Raghu S/o Narsaiah, r/o Mendhora Post, Bheemgal Mandal,
Nizamabad – 503 307.
40. Lingari Satyanarayana S/o L. Jalapath Rao,
r/o Yedapally Post & Mandal, Nizamabad – 503 202.
41. S. Narasimha Chary S/o S. Anantha Chary, R/o H.No.10-2-120,
Sri Ramakrishna Vidyaniketan, Brahmalpuri, Nizamabad – 503 001.
42. Balast Satyanarayana S/o Bhoomaiah, r/o H.No.6-13-46,
Namdevwada, Nizamabad – 503 002.
43. P. Kishan Rao S/o Ganpat Rao,
r/o R& Post: Ekalara (Big) Madnoor Mandal, Nizamabaqd – 503 309.
44. B. Raghava Chary S/o B. Rama Chary, r/o H.No.3-14-80,
Kota Gally Near Markandeya Temple, Nizamabad – 503 001.
45. Mahesh Chandra Zauwar s/o Satyanarayana Zauwar,
r/o Near Old Bus Stand, Bodhan, Nizamabad – 503 185.
46. V. Maheshwar S/o V. Gangaram, R/o Vil &PO: Amdapur, Bodhan,
Nizamabad – 503 180.
47. Chippa Sudheer S/o Venkatesham, R/o Narva Village,
Annasagar Post, Nizam Sagar Mandal, Nizamabad –503 302.
48. G. Chandrashekar Reddy, S/o G.Raja Reddy, r/o Wadi village,
Chaingal, Bheemgal Mandal, Nizamabad – 503 307.

..... PETITIONERS

AND

1. Government of Andhra Pradesh, represented by its Secretary,
Education Department, Secretariat Buildings, Hyderabad.
2. Commissioner & Director of School Education,
Government of Andhra Pradesh, Hyderabad.
3. District Collector, Nizamabad District, Nizamabad.
4. Chief Executive Officer, Zilla Praja Parishad,
Nizamabad District, Nizamabad.
5. District Education Officer, Nizamabad District at Nizamabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, declaring Rule 15 of the Andhra Pradesh School Education Subordinate Service Rules for Recruitment of Teachers in Government Zilla Parishads and Mandal Parishad Schools as arbitrary, illegal, unjust, violative of Fundamental Rights guaranteed to the petitioners under Articles 14, 16 and 21 of the Constitution of India and also the in action on the part of the respondents in not giving effect to Memo No.3848/Ser.VI.R-1/96-1, Edn., Dated 19-08-1996 as arbitrary, illegal, unjust, violative of Fundamental Rights guaranteed to the petitioners under Articles 14,16 and 21 of the Constitution of India and issue the consequential directions to the respondents to appoint the petitioners as SGBT Teachers as they have been selected in the interviews and get them postings without reference to Rule 15 of the Andhra Pradesh School Education Subordinate Service Rules for Recruitment of Teachers in Government Zilla Parishads and Mandal Parishad Schools.

Counsel for the Petitioners: MR. L. RAVICHANDER

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court made the following:

ORDER:

This writ petition is filed by the petitioners seeking a direction to the respondents to appoint the petitioners as SGBT teachers in view of their selections in the interview conducted in pursuance of DSC-1996.

2. The petitioners are seeking appointment in the Government and the Zilla Parishad Schools. The issue is regarding the selection and appointment. Therefore, the petitioners, seeking the relief of appointment to such posts, have to approach the Administrative Tribunal, but they have approached this Court directly. Therefore, the writ petition is not maintainable.

3. Accordingly, the writ petition is dismissed, giving liberty to the petitioners to approach the Administrative Tribunal, if they are so

advised. No costs.

S. ANANDA REDDY, J

Dt.23-09-2004
Glv/Kvh.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copies to
1. The Secretary, Education Department,Government of Andhra Pradesh,
   Secretariat Buildings, Hyderabad.
2. The Commissioner & Director of School Education,
   Government of Andhra Pradesh, Hyderabad.
3. The District Collector, Nizamabad District, Nizamabad.
4. The Chief Executive Officer, Zilla Praja Parishad,
   Nizamabad District, Nizamabad.
5. The District Education Officer, Nizamabad District, Nizamabad.
6. Two C Cs to the Government Pleader for School Education,
   High Court Buildings, Hyderbad. (OUT)
7. Two C D copies.